



**Robert W. Quinn, Jr.**  
Federal Government Affairs  
Vice President

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October 1, 2001

VIA ELECTRONIC FILING

Ms. Magalie Roman Salas  
Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW, Room TWB-204  
Washington, DC 20554

Re: Notice of Ex Parte Presentation:  
Access Charge Reform, CC Docket No. 96-262; AT&T/Sprint Petitions for Declaratory  
Ruling, CCB/CPD No. 01-02

Dear Ms. Salas,

On Friday September 28, 2001, I had a telephone conversation with Linda Kinney, Associate General Counsel to the Commission, to discuss issues raised in the aforementioned proceeding. During the course of that conversation, I explained the status of the several court proceedings where AT&T has raised counterclaims against various CLECs requesting a declaration that the CLEC access rates in question are unreasonable under Section 201 of the Communications Act. In addition, I explained that because AT&T had not ordered any of the access services in question, the counterclaim stage in the litigation was the appropriate time to assert that issue into the litigation. I also reiterated that Section 201 of the Communications Act cannot and should not be interpreted by the Commission to impose a retrospective "duty to purchase" CLEC access services.

My statements were consistent with the positions previously articulated by AT&T in filings in the above referenced proceedings. I have submitted one electronic copy of this Notice in accordance with Section 1.1206 of the Commission's rules

Sincerely,

A handwritten signature in cursive script that reads "Robert W. Quinn, Jr.".

cc: L. Kinney